

Serial No. 09/772,919

Docket No.: 122.1435

REMARKS

In accordance with the foregoing, the title has been amended responsive to the objection thereto at page 2 of the action, claim 1 has been amended to overcome the 35 U.S.C. §112 paragraph 2 rejection thereof and other claims have been amended to improve form and without the introduction of new matter. Accordingly, approval and entry of the foregoing amended title and claims are respectfully requested.

STATUS OF CLAIMS

Claims 1-17 are pending and under consideration.

At page 4 of the Action, claims 1-7 and 11-15 are indicated to be allowed; however, Applicants believe that the Examiner intended to indicate that claim 1, as corrected to overcome the §112 paragraph 2 rejection thereof, would be allowable and that claims 2-7, 16 and 17 are allowed.

Claims 8-10 and 16-17 are rejected over the prior art.

PAGE 3: REJECTION OF CLAIMS 8-10 AND 16-17 FOR ANTICIPATION UNDER 35 U.S.C. 102 (e) BY U.S. PUBLICATION 2004/0095237 – CHEN et al. (HEREAFTER "CHEN")

The rejection is respectfully traversed.

According to the present invention, as recited in amended claim 8, the terminal equipments, or apparatuses, adapted to be connected to an administrative unit has a technical feature that whole data relevant to operating environments associated with the apparatus are stored in memory.

According to the present invention, as recited in amended claim 16, the computer readable recording medium has a technical feature that a backup process of whole data relevant to operating environments stored in the computer are performed onto the administrative unit in accordance with a direction of the rotation message.

The data of the inventions, as recited in claims 8 and 16, are not limited to "processed data" and "setting data", but include whole contents relevant to operating environments of the computer, for example, operation system ("OS"), application and user data, as described on page 12, lines 10 to 12 in the specification.

Therefore, the user of the origin computer downloads the whole data of the exchanged computer which are stored in the backup area of the administrative unit onto the memory of the computer which has been exchanged with the exchanged computer and which is now connected

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back to the system. Furthermore, the previous environment is then restored onto the exchanged computer.

According to the present inventions, the rotation of the apparatuses having longer operation times and those having shorter operation times can be eased, whereby the operation times of the respective apparatuses can be averaged, thereby making it possible to avoid the generation of failures concentrated on specific apparatuses.

It is respectfully submitted that Chen provides no teaching or even suggestion of the foregoing disclosed and claimed features of the present invention. However, the reference "Chen". does not indicate the technical features of the present invention. Therefore, it is submitted that the present invention differs patentably from the invention described in "Chen".

CONCLUSION

In accordance with the foregoing, it is respectfully submitted that the pending claims are free of any deficiencies under §112 paragraph 2 and patentably distinguish over the prior art and rejections of record.

There being no further outstanding objections or rejections, it is submitted that the application is in condition for allowance which action is earnestly solicited.

Finally, if there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to these matters.

If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 19-3935.

Respectfully submitted,

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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted via facsimile to: Commissioner for Patents.

P.O. Box 1450, Alexandria, VA 22313-1450

on February 7, 2005

STAAS & HALSEY

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Date: Feb. 7, 2005